



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Reagan W. Moore, et al.

Application No.: 09/815,447

Filed: March 21, 2001

For: **PERSISTENT ARCHIVES**

Art Unit: 2175

Examiner: Jacques Veillard

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

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Technology Center 2100

This is Applicants' Response to the Office Action mailed February 20, 2004. In the Office Action, the Examiner has issued a restriction requirement, requiring restriction to one of the following two inventions: Group I claims 1-41 and 55-85, drawn to a persistent archive, classified in class 707, subclass 100; and Group II claims 42-54, drawn to a method of forming data records, classified in class 707, subclass 101.

Applicant hereby provisionally elects, with traverse, Group I claims 1-41 and 55-85. The election is made with traverse since, Applicant respectfully submits, it would not be reasonable

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached hereto) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

March 23 2004
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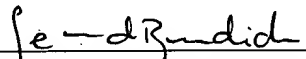
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to derive separate utility of the Group I claims as proposed by the Examiner. Therefore, the requirements of MPEP §806.05(d), cited by the Examiner, are not met.

Applicant does not believe that any fees are owed with this response. If in fact any fees are owed, please charge the same to our deposit account number **08-3038** referencing Howrey docket number 02737.0004.NPUS01.

Respectfully submitted,

Date: March 22, 2004


Sean D. Burdick, Reg. No. 51,513

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Howrey Docket No. 02737.0004.NPUS01

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A.W.

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**TRANSMITTAL OF RESPONSE TO RESTRICTION
REQUIREMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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MAR 26 2004

Technology Center 2100

Sir:

In response to the Response to Requirement mailed February 20, 2004, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

- ☒ Response to Restriction Requirement; and
- ☒ Return postcard.

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached hereto) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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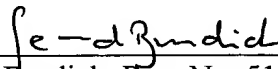
B. Clow
Signature of Person Mailing Paper

Applicant believes no fees are due in connection with this transmittal. However, if any fees are in fact due, the Commissioner is hereby authorized to be charged to our Deposit Account No. **08-3038** referencing Docket No. 02737.0004.NPUS01.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. **08-3038** referencing Docket No. 02737.0004.NPUS01.

Respectfully submitted,

Date: March 22, 2004


Sean D. Burdick, Reg. No. 51,513

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